

ORDINANCE NO. 445

AN ORDINANCE OF THE CITY OF MUENSTER, TEXAS, REPEALING ORDINANCE NO. 444 ORDERING A GENERAL ELECTION TO BE HELD ON MAY 2, 2026, IN ORDER TO CANCEL THE ELECTION BEING HELD FOR THE PURPOSE OF FILLING THE FOLLOWING OFFICES: ONE (1) COUNCIL MEMBER FOR PLACE NO. 1 (SANITATION COMMISSIONER), ONE (1) COUNCIL MEMBER FOR PLACE NO. 2 (STREET COMMISSIONER), AND ONE (1) COUNCIL MEMBER FOR PLACE NO. 4 (PARK COMMISSIONER), EACH FOR A TERM OF TWO (2) YEARS; DECLARING THE UNOPPOSED CANDIDATES IN THE MAY 2, 2026 GENERAL ELECTION ELECTED TO OFFICE IN ACCORDANCE WITH STATE LAW; PROVIDING FOR ISSUANCE OF CERTIFICATE OF ELECTION; CANCELING THE MAY 2, 2026 GENERAL ELECTION; PROVIDING A CUMULATIVE REPEALER CLAUSE; PROVIDING A SEVERABILITY CLAUSE; PROVIDING FOR ENGROSSMENT AND ENROLLMENT; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, on January 12, 2026, the City Council of the City of Muenster, Texas, (“City”) passed and approved Ordinance No. 444, which ordered a General Election of the City, for the purpose of filling the following offices on the Muenster City Council: one (1) Council Member for Place No. 1 (Sanitation Commissioner) , one (1) Council Member for Place No. 2 (Street Commissioner), and one (1) Council Member for Place No. 4 (Park Commissioner), each for a term of two (2) years; and

WHEREAS, the City Secretary has certified in writing that no person has made a declaration of write-in candidacy for the Place 1, 2, and 4 Council Member seats, and that each of the Council Member candidates on the ballot is unopposed for election to office, a copy of the Certification of Unopposed Candidates is attached hereto and incorporated herein as **Exhibit “A”**; and

WHEREAS, the filing deadlines for placement on the ballot and declaration of write-in candidacy have passed; and

WHEREAS, in these circumstances Subchapter C, Chapter 2 of the Election Code authorizes the City Council to declare the candidates elected to office and cancel the Election.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MUENSTER, TEXAS:

SECTION 1. The above and foregoing premises are true and correct and are incorporated herein and made a part hereof for all purposes.

SECTION 2. The following candidates, who are unopposed in the May 2, 2026, General Election, are hereby declared elected to office, for two year terms each, and shall be issued certificates of election following the time the election would have been canvassed:

Place No. 1 (Sanitation Commissioner) – Patrick Lutkenhaus

Place No. 2 (Street Commissioner) – John D. Bartush
Place No. 4 (Park Commissioner) – David Phillips

SECTION 3. The May 2, 2026, General Election is hereby canceled, and the City Secretary is directed to cause a copy of this Ordinance to be posted on election day at each polling place used or that would have been used in the Election.

SECTION 4. That this Ordinance shall be cumulative of all other ordinances and shall not repeal any of the provisions of such ordinances except for those instances where there are direct conflicts with the provisions of this Ordinance. Ordinances or parts thereof in force at the time this Ordinance shall take effect and that are inconsistent with this Ordinance are hereby repealed to the extent that they are inconsistent with this Ordinance. Provided however, that any complaint, action, claim or lawsuit which has been initiated or has arisen under or pursuant to such ordinance on the date of adoption of this Ordinance shall continue to be governed by the provisions of that ordinance and for that purpose the ordinance shall remain in full force and effect.

SECTION 5. Should any section, subsection, sentence, clause or phrase of this Ordinance be declared unconstitutional, illegal, or invalid by a court of competent jurisdiction, it is expressly provided that any and all remaining portions of this Ordinance shall remain in full force and effect. The City Council hereby declares that it would have passed this Ordinance, and each section, subsection, sentence, clause or phrase thereof irrespective of the fact that any one or more sections, subsections, sentences, clauses and phrases be declared unconstitutional or invalid.

SECTION 6. The City Secretary of the City of Muenster is hereby directed to engross and enroll this Ordinance in the Ordinance records of the City.

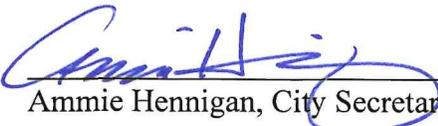
SECTION 7. This Ordinance shall take effect immediately upon and after its passage and approval.

DULY PASSED AND APPROVED by the City Council of the City of Muenster, Texas this 9th day of March 2026.



Tim Felderhoff, Mayor

ATTEST:



Ammie Hennigan, City Secretary

EXHIBIT "A"

13-1
Prescribed by Secretary of State
Section 2.051 – 2.053, Texas Election Code
9/2023

CERTIFICATION OF UNOPPOSED CANDIDATES FOR OTHER
POLITICAL SUBDIVISIONS (NOT COUNTY) *CERTIFICACIÓN DE
CANDIDATOS ÚNICOS
PARA OTRAS SUBDIVISIONES POLITICAS (NO EL CONDADO)*

To: Presiding Officer of Governing Body
Al: *Presidente de la entidad gobernante*

As the authority responsible for having the official ballot prepared, I hereby certify that the following candidates are unopposed for election to office for the election scheduled to be held on *May 2, 2026*.

*Como autoridad a cargo de la preparación de la boleta de votación oficial, por la presente certifico que los siguientes candidatos son candidatos únicos para elección para un cargo en la elección que se llevará a cabo el *May 2, 2026*.*

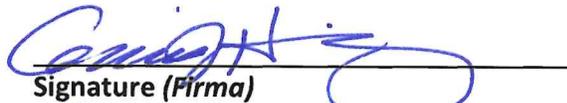
List offices and names of candidates:
Lista de cargos y nombres de los candidatos:

Office(s) *Cargo(s)*

*Place 1- City Council
Place 2- City Council
Place 4- City Council*

Candidate(s) *Candidato(s)*

*Patrick Lutkenhaus
John David Bartush
David Phillips*


Signature (*Firma*)

Annise J. Hennigan
Printed name (*Nombre en letra de molde*)

City Secretary
Title (*Puesto*)

03, March, 2026
Date of signing (*Fecha de firma*)



See reverse side for instructions
(*Instrucciones en el reverso*)